

1 THOMAS E. MOSS
2 UNITED STATES ATTORNEY
3 MICHELLE R. MALLARD
4 ASSISTANT UNITED STATES ATTORNEY
5 DISTRICT OF IDAHO
6 801 EAST SHERMAN AVENUE, #192
7 POCATELLO, IDAHO 83201
8 TELEPHONE: (208) 478-4166
9

U.S. COURT
ON NOV-3 AM 9:50
CLERK: J. A. CLARK
CLERK: J. A. CLARK

10 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

11 UNITED STATES OF AMERICA,

12 vs.

13 BRIAN SCOTT RILEY,

14 Defendant.
15


CASE NO: CR 03-245-E BLW

MOTION TO CONTINUE
PROBATION REVOCATION
HEARING

16 COMES NOW, MICHELLE R. MALLARD, Assistant United States Attorney for the
17 State and District of Idaho, and moves this court for its order continuing the probation
18 revocation hearing scheduled in the above matter for November 8, 2004. The probation officer
19 requests an additional 60 days to review defendant's progress before determining whether to
20 proceed on the petition. Defense counsel Nick Vieth has no objection to this continuance.

21 Respectfully submitted this 3 day of November, 2004.

22 THOMAS E. MOSS
23 United States Attorney

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25 MICHELLE R. MALLARD
26 Assistant United States Attorney
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the United States Attorney's Office for the District of Idaho, and that a copy of the foregoing **MOTION TO CONTINUE PROBATION REVOCATION HEARING** was faxed, hand delivered or mailed, postage prepaid to all parties named below, this 3rd day of November, 2004.

Nick Vieth, Esq.
Federal Defenders
801 E. Sherman, #177
Pocatello, Idaho 83201

Janet Haddon